

OPEN MEETING ITEM



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COMMISSIONERS
SUSAN BITTER SMITH - Chairman
BOB STUMP
BOB BURNS
DOUG LITTLE
TOM FORESE



RECEIVED Executive Director

ARIZONA CORPORATION COMMISSION

2015 JUN 18 P 2:40

AZ CORP COMMISSION
DOCKET CONTROL

DATE: JUNE 18, 2015
DOCKET NOS.: T-04042A-15-0106

ORIGINAL

TO ALL PARTIES:

Enclosed please find the recommendation of Administrative Law Judge Sasha Paternoster. The recommendation has been filed in the form of an Order on:

PRONET COMMUNICATIONS, INC.
(CANCEL CC&N)

Pursuant to A.A.C. R14-3-110(B), you may file exceptions to the recommendation of the Administrative Law Judge by filing an original and thirteen (13) copies of the exceptions with the Commission's Docket Control at the address listed below by **4:00** p.m. on or before:

JUNE 29, 2015

The enclosed is NOT an order of the Commission, but a recommendation of the Administrative Law Judge to the Commissioners. Consideration of this matter has tentatively been scheduled for the Commission's Open Meeting to be held on:

JULY 7, 2015 AND JULY 8, 2015

For more information, you may contact Docket Control at (602) 542-3477 or the Hearing Division at (602) 542-4250. For information about the Open Meeting, contact the Executive Director's Office at (602) 542-3931.

Arizona Corporation Commission

DOCKETED

JUN 18 2015

DOCKETED BY	
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JODI JERICH
EXECUTIVE DIRECTOR

1200 WEST WASHINGTON STREET; PHOENIX, ARIZONA 85007-2927 / 400 WEST CONGRESS STREET; TUCSON, ARIZONA 85701-1347

www.cc.state.az.us

This document is available in alternative formats by contacting Shaylin Bernal, ADA Coordinator, voice phone number 602-542-3931, E-mail SABernal@azcc.gov.

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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

SUSAN BITTER SMITH - Chairman
BOB STUMP
BOB BURNS
DOUG LITTLE
TOM FORESE

IN THE MATTER OF THE APPLICATION OF
PRONET COMMUNICATIONS, INC. FOR
APPROVAL TO CANCEL ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY.

DOCKET NO. T-04042A-15-0106

DECISION NO. _____

ORDER

Open Meeting
July 7 and 8, 2015
Phoenix, Arizona

BY THE COMMISSION:

* * * * *

Having considered the entire record herein and being fully advised in the premises, the Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

FINDINGS OF FACT

1. On December 19, 2002, in Decision No. 65461, the Commission granted ProNet Communications, Inc. ("ProNet" or "Company") a Certificate of Convenience and Necessity ("CC&N") to provide competitive resold interexchange telecommunication services within the State of Arizona.

2. On March 30, 2015, ProNet filed a request to cancel its CC&N, stating that ProNet was no longer providing telecommunication services in Arizona and had ceased doing business in Arizona at the end of 2011. In its request, ProNet indicated it no longer had any Arizona customers as all customers had switched to other carriers prior to the Company ending business operations in Arizona.

3. On May 15, 2015, the Commission's Utilities Division ("Staff") filed a Staff Report in this matter recommending approval of ProNet's application to cancel its CC&N.

4. According to the Staff Report, the Utilities Division's Consumer Services Section

1 reported that no complaints or opinions had been filed against the Company from January 1, 2012
2 through April 9, 2015. ProNet failed to file its Annual Report with the Corporations Division and its
3 Utilities Annual Report for the years 2012, 2013, and 2014.

4 5. Arizona Administrative Code ("A.A.C.") R14-2-1107 requires that an application to
5 discontinue service include verification that all affected customers have been notified of the proposed
6 discontinuance and that all affected customers will have access to an alternative provider. Staff
7 recommends waiving the published notice requirements of A.A.C. R14-2-1107 because the Company
8 is not providing resold interexchange telecommunication services to any customers in Arizona. Staff
9 further recommends cancellation of ProNet's tariff that is on file with the Commission.

10 6. Staff's recommendations are reasonable and should be adopted.

11 CONCLUSIONS OF LAW

12 1. ProNet Communications, Inc. is a public service corporation within the meaning of
13 Article XV of the Arizona Constitution and A.R.S. §§ 40-281 and 40-282.

14 2. The Commission has jurisdiction over ProNet Communications, Inc. and the subject
15 matter of the application.

16 3. The cancellation of ProNet Communications, Inc.'s Certificate of Convenience and
17 Necessity to provide competitive resold interexchange telecommunications services and to cancel its
18 tariff on file with the Commission for such services is in the public interest.

19 4. The Company has waived a hearing in this matter.

20 5. Staff's recommendations are reasonable and should be adopted.

21 ORDER

22 IT IS THEREFORE ORDERED that the application of ProNet Communications, Inc. for the
23 cancellation of its Certificate of Convenience and Necessity, granted in Commission Decision No.
24 65461 (December 19, 2002), to provide competitive resold interexchange telecommunications in
25 Arizona is hereby approved and the Certificate of Convenience and Necessity is canceled.

26 ...

27 ...

1 IT IS FURTHER ORDERED that ProNet Communications, Inc.'s telecommunication
2 services tariff on file with the Commission is hereby canceled.

3 IT IS FURTHER ORDERED that this Decision shall become effective immediately.

4 BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

5
6
7 CHAIRMAN _____ COMMISSIONER _____

8
9 COMMISSIONER _____ COMMISSIONER _____ COMMISSIONER _____

10
11 IN WITNESS WHEREOF, I, JODI JERICH, Executive
12 Director of the Arizona Corporation Commission, have
13 hereunto set my hand and caused the official seal of the
14 Commission to be affixed at the Capitol, in the City of Phoenix,
15 this _____ day of _____ 2015.

16 JODI JERICH
EXECUTIVE DIRECTOR

17 DISSENT _____

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19 DISSENT _____
20 SP:ru

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1 SERVICE LIST FOR: PRONET COMMUNICATIONS, INC.

2 DOCKET NO.: T-04042A-15-0106

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4 Keith Johnston
5 ProNet Communications, Inc.
6 PO Box 966
7 Morehead, KY 40351

8 Janice Alward, Chief Counsel
9 Legal Division
10 ARIZONA CORPORATION COMMISSION
11 1200 West Washington Street
12 Phoenix, AZ 85007

13 Steven M. Olea, Director
14 Utilities Division
15 ARIZONA CORPORATION COMMISSION
16 1200 West Washington Street
17 Phoenix, AZ 85007

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